THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.24757 of 2005

Dated 09-12-2005

Between:

Manmadha Pradhan.

.. **PETITIONER**

AND

District Institute of Education and Training,

Vammaravalli and others.

.. **RESPONDENTS**

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ORDER:

The petitioner submitted an application for admission in the course of Diploma in Education as a S.T. candidate. He was admitted against a seat reserved in favour of S.T. candidate. However, at a later point of time, he was prevented from pursuing the course on the ground that he was not issued a certificate under the provisions of A.P. (S.C., S.T., B.C's) Regulation of Issue of Community Certificates Act 1993 (for short "the Act"). At that stage, he approached this court and filed W.P.No.22709 of 2003. The writ petition was disposed of on 08-10-2003 directing the Revenue Divisional Officer to pass appropriate orders on the representation dated 29-07-2003 filed by the petitioner.

The petitioner states that the Revenue Divisional Officer has not passed any order so far and that in the meanwhile he has completed the course. The grievance of the petitioner is that the respondents have not returned the original certificates of SSC, intermediate and the certificate for the course, which he has completed. He seeks appropriate directions in this regard.

Heard the learned counsel for the petitioner and the learned Government Pleader for Education.

On their part, the respondents did not raise any objection as to the genuinity of the

claim of the petitioner. The petitioner holds a certificate, which was issued prior to the commencement of the Act. His application for issuance of a fresh certificate under the Act is pending consideration before the Revenue Divisional Officer. Whatever may have been the justification in raising an objection as to the social status of the petitioner at a later stage, the fact remains that the petitioner had completed the course. At this stage, he cannot be denied the benefit of the same. However, the petitioner cannot be permitted to enjoy the benefit of such a social status, in the matter of employment or further studies till he obtains the certificate.

For the forgoing reasons, the writ petition is partly allowed directing the respondents to return the original certificates submitted by the petitioner as well as to issue the Diploma Certificate for the course studied by him. It is, however, directed that the petitioner shall not be entitled to claim the benefit of even a social status till the competent authority under the Act issues a certificate. No order as to costs.

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09-12-2005

Prv